

SUBSTITUTE (S. 171 (a)(2)(B)(i) (3)). DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

JAR

**DECLARATION AND
POWER OF ATTORNEY
FOR UTILITY OR DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration
Submitted
with Initial
Filing Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e)))

Attorney Docket Number <i>TRADE SHOW</i>	21390
First Named Inventor	Emini, Emilio A. et al.
<u>COMPLETE IF KNOWN</u>	
Application Number	10/645,187
Filing Date	August 21, 2003
Group Art Unit	1662
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ADENOVIRUS SEROTYPE 34 VECTORS, NUCLEIC ACIDS AND VIRUS PRODUCED THEREBY

the specification of which

(Title of the invention)

bears the Attorney Docket Number and Title of the Invention noted above

QR

is attached hereto

— OR —

was filed on (MM/DD/YYYY) 08/21/2003 as United States Application Number or PCT International

Application Number 10/645,187 and was amended on (MM/DD/YYYY) _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f) or 365(b) of any foreign application(s) for patent or inventor's certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Attorney Docket Number	Priority Claimed?
YES	NO			
				<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet: PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	Attorney Docket Number
60/458,825	03/28/2003	21390PV

DECLARATION AND POWER OF ATTORNEY for Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information known to me to be material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Application Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
PCT/US03/26151	08/21/2003	

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint, respectively and individually, as my attorney(s) or agent(s) with full power of substitution and revocation, the following registered practitioner(s) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Customer Number _____
OR
 Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
Anna L. Cocuzzo	42,452	Jack L. Tribble	32,633

Direct all correspondence to: Customer Number **000210**

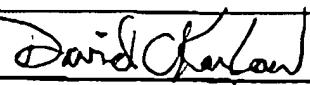
Name	Anna L. Cocuzzo				
Address	Merck & Co., Inc. - Patent Department				
Address	P.O. Box 2000, RY60-30				
City	Rahway	State	NJ	ZIP	07065-0907
Country	USA	Telephone	(732)594-1273		Fax (732)594-4720

I hereby declare that all statements made herein or my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle if any)		Family Name or Surname			
Emilio A.	Emini				
Inventor's Signature				Date	
Residence: City	Wayne	State	PA	Country	USA
Post Office Address	Merck & Co., Inc., P.O. Box 2000				
City	Rahway	State	NJ	ZIP	07065-0907
<input type="checkbox"/> additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					

DECLARATION AND POWER OF ATTORNEY

ADDITIONAL INVENTOR(S)
Supplemental Sheet

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
John W.		Shiver					
Inventor's Signature						Date	
Residence: City	Chalfont	State	PA	Country	USA	Citizenship	US
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Andrew J.		Berr					
Inventor's Signature						Date	
Residence: City	Lansdale	State	PA	Country	USA	Citizenship	CA
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Danilo R.		Casimiro					
Inventor's Signature						Date	
Residence: City	Harleysville	State	PA	Country	USA	Citizenship	PH
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
David C.		Kaslow					
Inventor's Signature						Date	15 Jan 04
Residence: City	Rancho Santa Fe	State	CA	Country	USA	Citizenship	US
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		

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Supplemental Sheet

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Michael		Chastain					
Inventor's Signature						Date	
Residence: City	Erdenheim	State	PA	Country	USA	Citizenship	US
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
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Inventor's Signature						Date	
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City	Rahway	State	NJ	ZIP	07065-0907		

JAN 21 2004

Approved for use through 07/31/2006. OMB 0651-0032

SUBSTITUTE for PTO/SB/01 (08-03), DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

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PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

OR

Attorney Docket Number	21390
First Named Inventor	Emini, Emilio A. et al.
COMPLETE IF KNOWN	
Application Number	10/645,187
Filing Date	August 21, 2003
Group Art Unit	1632
Examiner Name	

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was filed on (MM/DD/YYYY) **08/21/2003** as United States Application Number or PCT International

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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Attorney Docket Number	Priority Claimed? YES NO
				<input type="checkbox"/> <input type="checkbox"/>
				<input type="checkbox"/> <input type="checkbox"/>
				<input type="checkbox"/> <input type="checkbox"/>
				<input type="checkbox"/> <input type="checkbox"/>

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PCT/US03/26151	08/21/2003	

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Customer Number

OR

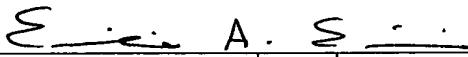
Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
Anna L. Cocuzzo	42,452	Jack L. Tribble	32,633

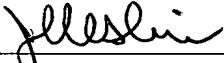
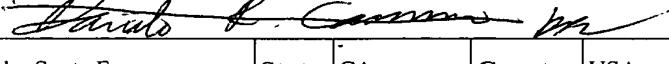
Direct all correspondence to: Customer Number

Name	Anna L. Cocuzzo				
Address	Merck & Co., Inc. - Patent Department				
Address	P.O. Box 2000, RY60-30				
City	Rahway	State	NJ	ZIP	07065-0907
Country	USA	Telephone	(732)594-1273		Fax (732)594-4720

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Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])			Family Name or Surname		
Emilio A.		Emini			
Inventor's Signature				Date	1 December 2003
Residence: City	Wayne	State	PA	Country	USA
Post Office Address	Merck & Co., Inc., P.O. Box 2000				
City	Rahway	State	NJ	ZIP	07065-0907
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					

DECLARATION AND POWER OF ATTORNEY**ADDITIONAL INVENTOR(S)**
Supplemental Sheet

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
John W.		Shiver					
Inventor's Signature						Date	8 December 2003
Residence: City	Chalfont	State	PA	Country	USA	Citizenship	US
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Andrew J.		Bett					
Inventor's Signature						Date	8 December, 2003
Residence: City	Lansdale	State	PA	Country	USA	Citizenship	CA
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		
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Danilo R.		Casimiro					
Inventor's Signature						Date	68 Dec 2003
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Given Name (first and middle [if any])		Family Name or Surname					
David C.		Kaslow					
Inventor's Signature						Date	08 Dec. 2003
Residence: City	Rancho Santa Fe	State	CA	Country	USA	Citizenship	US
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
City	Rahway	State	NJ	ZIP	07065-0907		

DECLARATION AND POWER OF ATTORNEY				ADDITIONAL INVENTOR(S) Supplemental Sheet			
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Michael		Chastain					
Inventor's Signature					Date	8DEC2003	
Residence: City	Erdenheim	State	PA	Country	USA	Citizenship	US
Post Office Address	Merck & Co., Inc., P.O. Box 2000						
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